

Notice of Allowability

Application No.

10/748,376

Examiner

Mohammad Ali

Applicant(s)

BURKEY ET AL.

Art Unit

2166

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 12/29/03.
2. ☒ The allowed claim(s) is/are 20-30, 32-34, 44-47, and 49-51 (renumbered as 1-21).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying Indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date 6/05, 8/04, 4/04
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 6/16/06
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____


MOHAMMAD ALI
PRIMARY EXAMINER

DETAILED ACTION

1. This communication is in response to the continuation application filed on 12/29/03.

After a search and a thorough examination of the present application and in light of the prior art made of records, claims 20-30, 32-34, 44-47, and 49-51 (renumbered as 1- 21) are allowed.

Claims 1-19, 31, 35-43, 48, and 52-55 have been cancelled.

EXAMINER'S AMENDMENT

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Attorney, Amir N. Penn (Reg. No. 40,767) on June 16, 2006.

Please amend the claims as follows:

20. (Currently Amended) A method for sending information to a user, the method comprising:

- identifying the user;
- identifying in a database at least one stored profile corresponding to the user;
- determining current contextual information for the user;

selecting a subset of the stored profile based on the current contextual information, wherein selecting the subset of the stored profile comprises querying at least one information source based on the current contextual information;

selecting at least one information source from a plurality of information sources based on the subset of the stored profile, the at least one information source being less than all of the plurality of information sources;

selecting information from the at least one information source based on the subset of the stored profile;

sending at least a portion of the information to the user.

21. (Previously Presented) The method of claim 20, wherein the current contextual information comprises a current location of the user.

22. (Previously Presented) The method of claim 20, wherein the current contextual information comprises a current time for the user.

23. (Previously Presented) The method of claim 20, wherein the current contextual information comprises a work context.

24. (Previously Presented) The method of claim 20, wherein the current contextual information comprises a home context.

25. (Previously Presented) The method of claim 20, wherein the stored profile comprises a plurality of contextually related subsets of profile information.

26. (Previously Presented) The method of claim 25, wherein a subset of profile information comprise a work profile.

27. (Previously Presented) The method of claim 26, wherein the work profile comprises a work address.

28. (Previously Presented) The method of claim 26, wherein the work profile comprises a work travel profile.
29. (Previously Presented) The method of claim 25, wherein a subset of profile information comprise a home profile.
30. (Previously Presented) The method of claim 20, wherein the information source selected comprises a website.
31. (Cancelled)
32. (Currently Amended) The method of claim ~~[[31]]~~20, wherein the at least one information source comprises at least two information sources; and
wherein querying the at least one information source comprises formulating different queries for the at least two information sources.
33. (Previously Presented) The method of claim 20, wherein selecting information comprises ranking the selected information.
34. (Previously Presented) The method of claim 20, wherein the portion of the information sent to the user is formatted based on the subset of the stored profile.
- 35-43. (Cancelled)
44. (Currently Amended) An apparatus that sends information to a user, comprising:
a processor;
a memory that stores information under the control of the processor;
logic that identifies the user;
logic that identifies in the memory at least one stored profile corresponding to the user;

logic that determines current contextual information for the user;

logic that selects a subset of the stored profile based on the current contextual information, wherein the logic for selecting the subset of the stored profile comprises logic for querying at least one information source based on the current contextual information;

logic that selects at least one information source from a plurality of information sources based on the subset of the stored profile, the at least one information source being less than all of the plurality of information sources;

logic that selects information from the at least one information source based on the subset of the stored profile;

logic that sends at least a portion of the information to the user.

45. (Previously Presented) The apparatus of claim 44, wherein the current contextual information comprises a current location of the user.

46. (Previously Presented) The apparatus of claim 44, wherein the current contextual information comprises a current time for the user.

47. (Previously Presented) The apparatus of claim 44, wherein the stored profile comprises a plurality of contextually related subsets of profile information.

48. (Cancelled)

49. (Previously Presented) The apparatus of claim 44, wherein the at least one information source comprises at least two information sources; and

wherein logic that queries the at least one information source comprises logic that formulates different queries for the at least two information sources.

50. (Previously Presented) The apparatus of claim 44, wherein logic that selects information comprises logic that ranks the selected information.

51. (Previously Presented) The apparatus of claim 44, wherein the portion of the information sent to the user is formatted based on the subset of the stored profile.

52-55. (Cancelled)

Reason for Allowance

3. The prior art made of records does not teach or fairly suggest the combination of elements, as recited in independent claims 20 and 44. More specifically, the prior art of records does not specifically suggest wherein selecting a subset of the stored profile based on the current contextual information, wherein selecting the subset of the stored profile comprises querying at least one information source based on the current contextual information; selecting at least one information source from a plurality of information sources based on the subset of the stored profile, the at least one information source being less than all of the plurality of information sources; selecting information from the at least one information source based on the subset of the stored profile.

The dependent claims, being definite, further limiting, and fully enabled by the specification and are also allowed.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Contact Information

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mohammad Ali whose telephone number is (571) 272-4105. The examiner can normally be reached on Monday-Thursday (7:30 am-6:00 pm).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hosain T. Alam can be reached on (571) 272-3978. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Mohammad Ali
Primary Examiner
Art Unit 2166

MA
June 18, 2006